



Sheppard, Mullin, Richter & Hampton LLP  
2099 Pennsylvania Avenue, NW, Suite 100  
Washington, D.C. 20006-6801  
202.747.1900 main  
202.747.1901 fax  
www.sheppardmullin.com

Paul Werner  
202.747.1931 direct  
pwerner@sheppardmullin.com

March 31, 2021

The Honorable Dan A. Polster  
United States District Judge  
United States District Court for the Northern District of Ohio  
801 West Superior Avenue  
Cleveland, Ohio 44113-1837

**Re: *In re: National Prescription Opiate Litigation*, Case No. 1:17-MD-2804**

Dear Judge Polster:

Defendant Brandon Worley never belonged in the above-referenced multidistrict litigation (“MDL”), and that he remains ensnared in it years in and with no way out calls out for the Court’s attention. In litigation targeting pharmaceutical and healthcare giants, Worley’s presence as a nominal defendant remains a mystery. He is not a opioid distributor or manufacturer, or pharmacy: he was briefly a sales representative for Purdue Pharma more than a decade ago. As a matter of justice and fairness, the Court should consider the enclosed motion to dismiss, and dismiss Worley from an MDL he never should have been a part of in the first place.

In 2018 Noble County, Washington County, and Meigs County filed complaints in Ohio state courts broadly alleging statutory and tort claims against more than twenty-five named defendants, including Worley. Even though Worley was never properly served, these cases were removed to federal court and tagged in this MDL. As each case was tagged, the complaints against Worley were automatically subjected to the moratorium on substantive filings, preventing him from moving to dismiss despite having valid grounds to do so. Not only were the complaints never properly served on him, each of the causes of action are generically alleged against all defendants without any plausible factual allegations concerning anything Worley supposed did wrong.

While Worley has languished in this MDL purgatory, with no way to defend or extricate himself, the existence of serious – yet baseless – charges against him have taken a substantial toll on Worley’s personal and professional life. Worley respectfully asks the Court to address this ongoing and unfair prejudice by accepting and granting his motion to dismiss.

Respectfully submitted,

A handwritten signature in blue ink, appearing to read 'Paul Werner', with a stylized flourish at the end.

Paul Werner  
for SHEPPARD, MULLIN, RICHTER & HAMPTON LLP